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From: Gabriel, Jane (EPS)
Sent: Tuesday, August 28, 2012 2:01 PM
To: Monroe, Natalie (AGO)
Cc: Matthews, Francis (POL); Connolly, James, Major (POL); Calkins, Sheila (AGO); Wells, Karen (EPS); Wood, Curtis (EPS); Halpin, Michael (POL); Chilian, Steve (DPH); Nassif, Julianne (DPH); Levin, Donna (DPH); Stein, Susan (DPH); Han, Linda (DPH); Vallaro, Guy (POL)
Subject: RE: Court Order - Investigation report/ personnel file

Natalie:

Since the AGO has been handling these matters to date, and we expect will continue to have a role, I would ask the AGO be present. We value the experience and insight you have gained in the direct involvement to date. Going forward this decision will be important to the strategic approach in the Rule 17 matters. It would be important to have that knowledge to assist in the decision.

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From: Monroe, Natalie (AGO)
Sent: Monday, August 27, 2012 10:32 AM
To: Gabriel, Jane (EPS); Halpin, Michael (POL); Chilian, Steve (DPH); Nassif, Julianne (DPH); Levin, Donna (DPH); Stein, Susan (DPH); Han, Linda (DPH); Vallaro, Guy (POL)
Cc: Matthews, Francis (POL); Connolly, James, Major (POL); Calkins, Sheila (AGO)
Subject: RE: Court Order - Investigation report/ personnel file

I've talked to Sheila, and it makes sense to meet to figure out which agency has custody and control over which documents. Because these are issues about which the two agencies need to reach an agreement, the AGO doesn't need to be in the meeting.

If you have any questions, please let me know.

Thanks,
Natalie

Natalie S. Monroe, Esq.
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Boston, MA 02108
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From: Gabriel, Jane (EPS)
Sent: Friday, August 17, 2012 10:59 AM
To: Halpin, Michael (POL); Chilian, Steve (DPH); Nassif, Julianne (DPH); Levin, Donna (DPH); Stein, Susan (DPH); Han,

Linda (DPH); Vallaro, Guy (POL); Monroe, Natalie (AGO)
Cc: Matthews, Francis (POL); Connolly, James, Major (POL)
Subject: Re: Court Order - Investigation report/ personnel file

Please do not transfer any personnel records until we have all met to discuss. I am away until Monday. Thank you.

From: Halpin, Michael (POL)
Sent: Friday, August 17, 2012 10:44 AM
To: Chilian, Steve (DPH); Nassif, Julianne (DPH); Levin, Donna (DPH); Stein, Susan (DPH); Han, Linda (DPH); Vallaro, Guy (POL); Monroe, Natalie (AGO)
Cc: Matthews, Francis (POL); Connolly, James, Major (POL); Gabriel, Jane (EPS)
Subject: RE: Court Order - Investigation report/ personnel file

It is my understanding that AAG Natalie Monroe is away until the 27.th In the interim, MSP has not agreed (and I have not been persuaded it makes any sense) to take possession of AD or any other former employee's personnel records. Why would EOPSS or the Department take possession of a former DPH employee's personnel records? The law contemplates the transfer of Lab/analytical records and, by implication, the personnel records of current Lab employees. Do DPH and the AG expect us to take all former DPH Lab employee records or just AD's? By the way, I am informed by MSP's HR personnel that DPH is indicating that it wants to keep all original personnel files (including those of people transferred to MSP) and provide MSP with copies only. That position is also inconsistent with MSP being the Keeper of Records for personnel files. In short, we need to address and resolve this soon.

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From: Chilian, Steve (DPH)
Sent: Friday, August 17, 2012 9:44 AM
To: Halpin, Michael (POL); Nassif, Julianne (DPH); Levin, Donna (DPH); Stein, Susan (DPH); Han, Linda (DPH); Vallaro, Guy (POL); Monroe, Natalie (AGO)
Subject: RE: Court Order - Investigation report/ personnel file

Go ahead and set up a meeting with AG's office. We have been advised from AG that all records, including AD's personnel records transferred to EOPS w/the transfer of the Lab.

From: Halpin, Michael (POL)
Sent: Thursday, August 16, 2012 12:13 PM
To: Nassif, Julianne (DPH); Chilian, Steve (DPH); Levin, Donna (DPH); Stein, Susan (DPH); Han, Linda (DPH); Vallaro, Guy (POL); Monroe, Natalie (AGO)
Subject: RE: Court Order - Investigation report/ personnel file

We really need to get together soon to address issues concerning DPH personnel and administrative/investigative records (which presumably will remain DPH records) and analytical/lab records which (which presumably are now MSP records). We are in Court again today (Norfolk Superior), where the issue is Ms. Dookhan's employment records (which

are DPH records). I suspect we will continue to see subpoenas and/or orders that involve the records of both agencies and think we should reach a consensus on record transfer and an "official " Commonwealth position.

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From: Nassif, Julianne (DPH)
Sent: Thursday, August 16, 2012 11:10 AM
To: Chilian, Steve (DPH); Levin, Donna (DPH); Stein, Susan (DPH); Han, Linda (DPH); Halpin, Michael (POL); Vallaro, Guy (POL); Monroe, Natalie (AGO)
Subject: Court Order - Investigation report/ personnel file
Importance: High

Chuck Salemi, the Drug laboratory Supervisor returned from vacation today to find the attached court order in the case of the *Commonwealth v Mills*. Please note that on page four of the document, DPH and the Commonwealth are compelled to produce several documents by September 6th, including:

- Annie Dookhan's employment and disciplinary records
- DPH investigation report and related documents

Evandro C. Carvalho is the Suffolk County ADA assigned to this case.

Please advise.
Thanks, Julie

Julianne Nassif
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